

April 4, 1973

was a matter that was brought to, to my attention by the Department of Education. Present law is such that, a, as you perhaps recall that if a school contracts, class 1 contracts with either a 2, 3, 4, or 5 school districts, for 2 years, they must then be merged with some district by the County Superintendent. The Amendment does 2 things to hopefully correct some problems that have existed because of the present law. 1, it permits the department or the State Board of Education to grant annual acceptances to this requirement, if the forced merger could create some hardships for individual students and then the second portion of it, spells that where any merger is required under this procedure, and the district which is being dissolved goes into court and would have any legal fees, that those legal fees would become the responsibility of that area even after the merger. What has occurred is in some instances a, a particularly district has fought the action of the county superintendent and lost and then the district which was a receiving district also inherited the liability for fighting it and they may not even had been interested in in a having the area made a part of their district or at least not aggressively interested in it. So that this is the purpose of the Amendment I indicated to Senator Stull, that I would offer it with this explanation of what it is, that there was great objections to it, I don't believe there should be, cos' it really will correct some problems that exist now. But if there was then I would not attempt to put it on his Bill.

SPEAKER: Any discussion? Senator Stull.

SENATOR STULL: A Mr. President, members of the Legislature. I want to just ask Senator Warner, one question, if in the deal. Senator Warner, a your Amendment doesn't change the content of my Bill in any respect. Only its an addition to.

SENATOR WARNER: The section which is Amended, would be, is not the same section that deals with your Bill in any way, shape or form.

SENATOR STULL: Thank-you. I have no objections.

SPEAKER: Further discussion? If not, all those in favor of the Amendment, the Warner Amendment, will vote aye, those opposed vote no. It requires 25 votes. To avoid a call of the house, we're going to have to have some more votes. The Clerk will record.

CLERK: 25 ayes, no nays, Mr. President.

SPEAKER: The Amendment is adopted. Are there further Amendments?

CLERK: None.

SPEAKER: Senator Cavanaugh.

SENATOR CAVANAUGH: Mr. President, I move LB 148 as Amended be advanced to E & R engrossment. Is that all right?

SPEAKER: Yes a, its been moved that the Bill be advanced as Amended. All those in favor say aye, opposed no. The Bill is advanced as Amended.

SENATOR CAVANAUGH: Mr. President, I move the adoption of E & R Amendments to LB 268.

SPEAKER: Any discussion. If not, all those in favor of adopting the Amendments say aye, those opposed no. The Amendments are adopted.

CLERK: We have some other Amendments Mr. President.

SPEAKER: Mr. Clerk.